

**BUSINESS REPORT**

**MONTANA HOUSE OF REPRESENTATIVES  
62nd LEGISLATURE - REGULAR SESSION**

**HOUSE BUSINESS AND LABOR COMMITTEE**

**Date:** Wednesday, March 16, 2011  
**Place:** Capitol

**Time:** 9:00 A.M.  
**Room:** 172

**BILLS and RESOLUTIONS HEARD:**

**EXECUTIVE ACTION TAKEN:**

SB 159 - BE CONCURRED IN  
SB 168- TABLED  
SB 221 - BE CONCURRED IN AS AMENDED  
SB 223 - BE CONCURRED IN  
SB 287- TABLED  
SB 341- TABLED  
SB 351 - BE CONCURRED IN  
SB 352 - BE CONCURRED IN AS AMENDED

**Comments:**

  
\_\_\_\_\_  
REP. Elsie Arntzen, Chair

**HOUSE OF REPRESENTATIVES**  
**Roll Call**  
**BUSINESS & LABOR COMMITTEE**

DATE: 3/16/11

<u>NAME</u>	<u>PRESENT</u>	<u>ABSENT/EXCUSED</u>
REP. TOM BERRY, VICE CHAIR	✓	
REP. CHUCK HUNTER, VICE CHAIR	✓	
REP. JEFFREY WELBORN	✓	
REP. VIRGINIA COURT	✓	
REP. LILA EVANS	✓	
REP. MATTHEW ROSENDALE	✓	
REP. MICHELE REINHART	✓	
REP. STERLING SMALL	.	✓
REP. PAT NOONAN		✓
REP. CARY SMITH	✓	
REP. DANIEL SALOMON	✓	
REP. TIM FUREY	✓	
REP. GORDON VANCE	✓	
REP. CAROLYN SQUIRES	✓	⊙
REP. JONATHAN MCNIVEN	✓	
REP. HARRY KLOCK	✓	
REP. EDWARD GREEF	✓	
REP. CARLIE BOLAND	✓	
REP. CHRISTY CLARK	✓	
REP. SCOTT REICHNER		✓
REP. ELSIE ARNTZEN, CHAIR	✓	



## HOUSE STANDING COMMITTEE REPORT

March 16, 2011

Page 1 of 1

Mr. Speaker:

We, your committee on **Business and Labor** recommend that **Senate Bill 159** (third reading copy -- blue) be concurred in.

Signed:

*Elsie Arntzen*  
Representative Elsie Arntzen, Chair

To be carried by Representative Cary Smith

- END -

Committee Vote:

Yes 13, No 8

Fiscal Note Required ☐


SB0159001SC06483.hgh

for  
3/16/11  
1:05

## BILL TABLED NOTICE

### HOUSE BUSINESS AND LABOR COMMITTEE

The HOUSE BUSINESS AND LABOR COMMITTEE TABLED  
SB 168 - Eliminate certain committees and councils in Dept. of Commerce  
, by motion, on Wednesday, March 16, 2011.

  
\_\_\_\_\_  
(For the Committee)

  
\_\_\_\_\_  
(For the Chief Clerk of the House)

2:30 3/16  
\_\_\_\_\_  
(Time) (Date)

March 16, 2011

Sandra Sullivan, Secretary

Phone: 444-1511  
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## HOUSE STANDING COMMITTEE REPORT

March 16, 2011

Page 1 of 2

Mr. Speaker:

We, your committee on **Business and Labor** recommend that **Senate Bill 221** (third reading copy -- blue) **be concurred in as amended.**

Signed: \_\_\_\_\_

*Elsie Arntzen*  
Representative Elsie Arntzen, Chair

To be carried by Representative Pat Noonan

**And, that such amendments read:**

1. Page 9, line 14.

**Insert:** "COORDINATION SECTION. Section 4. Coordination

**instruction.** If Senate Bill No. 351 and [this act] are passed and approved and if both contain a section that amends 53-6-702, the sections amending 53-6-702 are void and 53-6-702 must be amended as follows:

**"53-6-702. Definitions.** As used in this part, the following definitions apply:

(1) "Department" means the department of public health and human services.

(2) "Health maintenance organization" means a health maintenance organization as defined in 33-31-102.

~~(3) (a) "Managed care community network" or "network" means an entity, other than a health maintenance organization, that provides or arranges for comprehensive physical or mental health care services under a contract with the department, that is reimbursed by a capitated rate or a fixed monetary amount for a specified time period with a risk of financial loss or a financial incentive to the entity, and that:~~

~~(i) contracts for an estimated annual value of \$1 million or more of state and federal medicaid funds; or~~

~~(ii) operates statewide or covers 20% or more of the medicaid population.~~

~~(b) The term does not include a provider of health care services under a contract with the department on a~~

**Committee Vote:**

**Yes 21, No 0**

Fiscal Note Required     

SB0221001SC06271.hgh

3/17  
9:3

~~fee-for-service basis or a PACE organization, as defined in 42 CFR 460.6, that has received a waiver under 33-31-201.~~

~~(4)(3) (a) "Managed health care entity" or "entity" means a health maintenance organization or a managed care community network an insurer regulated under Title 33 that:~~

~~(i) contracts for an estimated annual value of \$1 million or more of state and federal medicaid funds; or~~

~~(ii) operates statewide or covers 20% or more of the medicaid population.~~

~~(b) The term does not include:~~

~~(i) a provider of health care services under a contract with the department on a fee-for-service basis; or~~

~~(ii) a PACE organization as defined in 42 CFR 460.6 or an accountable care organization as defined in 33-31-102 that has received a waiver under 33-31-201.~~

~~(5)(4) "Program" means an element of the integrated health care system created by this part."~~

- END -



## HOUSE STANDING COMMITTEE REPORT

March 16, 2011

Page 1 of 1

Mr. Speaker:

We, your committee on **Business and Labor** recommend that **Senate Bill 223** (third reading copy -- blue) **be concurred in.**

Signed:

A handwritten signature in cursive script, appearing to read "Elsie Arntzen", written over a horizontal line.

*Representative Elsie Arntzen, Chair*

To be carried by Representative Daniel Salomon

- END -

**Committee Vote:**

**Yes 15, No 6**

Fiscal Note Required ☐

SB0223001SC08068.hgh


John  
3/16/11  
1:05

## BILL TABLED NOTICE


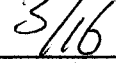
### HOUSE BUSINESS AND LABOR COMMITTEE

The HOUSE BUSINESS AND LABOR COMMITTEE TABLED

**SB 287 - Require certain corporate officers or managers of LLC's to obtain work comp**  
, by motion, on **Wednesday, March 16, 2011.**

  
\_\_\_\_\_  
(For the Committee)

  
\_\_\_\_\_  
(For the Chief Clerk of the House)

   
\_\_\_\_\_  
(Time) (Date)

March 16, 2011

Sandra Sullivan, Secretary


Phone: 444-1511  
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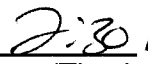

## BILL TABLED NOTICE

### HOUSE BUSINESS AND LABOR COMMITTEE

The **HOUSE BUSINESS AND LABOR COMMITTEE** TABLED  
**SB 341 - Revise certain unemployment insurance charges to employers**  
, by motion, on **Wednesday, March 16, 2011**.

  
\_\_\_\_\_  
(For the Committee)

  
\_\_\_\_\_  
(For the Chief Clerk of the House)

   
\_\_\_\_\_  
(Time) (Date)

March 16, 2011

Sandra Sullivan, Secretary

Phone: 444-1511  
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## HOUSE STANDING COMMITTEE REPORT

March 16, 2011

Page 1 of 1

Mr. Speaker:

We, your committee on **Business and Labor** recommend that **Senate Bill 352** (third reading copy -- blue) **be concurred in as amended.**

Signed:

*Elsie Arntzen*  
Representative Elsie Arntzen, Chair

To be carried by Representative Matthew Rosendale Sr

**And, that such amendments read:**

1. Page 2, line 13.

**Strike:** "solely"

2. Page 2, line 18.

**Strike:** "MAY" through "OLDER"

**Insert:** "established for an insured's adverse loss experience may not use more than the most recent 5 years of claims history that is available"

3. Page 4, line 13.

**Following:** "MAY"

**Insert:** "not"

**Strike:** "NO"

**Following:** "THAN"

**Insert:** "the most recent"

**Following:** "EXPERIENCE"

**Insert:** "that is available"

- END -

**Committee Vote:**

**Yes 21, No 0**

**Fiscal Note Required** ☐

SB0352001SC08079.hgh

3/16/11  
1:05



## HOUSE STANDING COMMITTEE REPORT

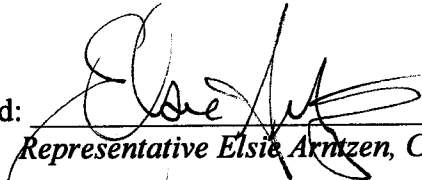
March 16, 2011

Page 1 of 1

Mr. Speaker:

We, your committee on **Business and Labor** recommend that **Senate Bill 351** (third reading copy -- blue) **be concurred in.**

Signed:

  
*Representative Elsie Arntzen, Chair*

To be carried by Representative Matthew Rosendale Sr

- END -

**Committee Vote:**

**Yes 21, No 0**

Fiscal Note Required ☐

SB0351001SC08079.hgh

*gbr*  
*3/16/11*  
*1.05*

**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**BUSINESS & LABOR COMMITTEE**

DATE: 3/16/11 BILL NO SB 159 MOTION NO. \_\_\_\_\_

MOTION: Be concured in

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. TOM BERRY, VICE CHAIR	✓		
REP. CHUCK HUNTER, VICE CHAIR		✓	
REP. JEFFREY WELBORN	✓		
REP. VIRGINIA COURT		✓	
REP. LILA EVANS	.	✓	
REP. MATTHEW ROSENDALE	✓		
REP. MICHELE REINHART		✓	
REP. STERLING SMALL	✓	.	
REP. CARY SMITH	✓		
REP. PAT NOONAN		✓	
REP. DANIEL SALOMON	✓		
REP. TIM FUREY	✓	✓	
REP. GORDON VANCE	✓		
REP. CAROLYN SQUIRES		✓	
REP. JONATHAN MCNIVEN	✓		
REP. HARRY KLOCK	✓		
REP. EDWARD GREEF	✓		
REP. CARLIE BOLAND		✓	
REP. CHRISTY CLARK	✓		
REP. SCOTT REICHNER	✓		
REP. ELSIE ARNTZEN, CHAIR	✓		

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**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**BUSINESS & LABOR COMMITTEE**

DATE: 3/16/11 BILL NO SB 168 MOTION NO. \_\_\_\_\_  
 MOTION: \_\_\_\_\_

Be concurred in as amended

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. TOM BERRY, VICE CHAIR		✓	
REP. CHUCK HUNTER, VICE CHAIR	✓		
REP. JEFFREY WELBORN		✓	
REP. VIRGINIA COURT	✓		
REP. LILA EVANS		✓	
REP. MATTHEW ROSENDALE		✓	
REP. MICHELE REINHART	✓		
REP. STERLING SMALL	✓		
REP. CARY SMITH		✓	
REP. PAT NOONAN	✓		
REP. DANIEL SALOMON		✓	
REP. TIM FUREY	✓		
REP. GORDON VANCE		✓	
REP. CAROLYN SQUIRES	✓		
REP. JONATHAN MCNIVEN		✓	
REP. HARRY KLOCK		✓	
REP. EDWARD GREEF		✓	
REP. CARLIE BOLAND	✓		
REP. CHRISTY CLARK		✓	
REP. SCOTT REICHNER		✓	
REP. ELSIE ARNTZEN, CHAIR		✓	

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**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**BUSINESS & LABOR COMMITTEE**

DATE: 3/16/11 BILL NO SB 223 MOTION NO. \_\_\_\_\_

MOTION: \_\_\_\_\_  
Be concurred in

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. TOM BERRY, VICE CHAIR	✓		
REP. CHUCK HUNTER, VICE CHAIR		✓	
REP. JEFFREY WELBORN	✓		
REP. VIRGINIA COURT		✓	
REP. LILA EVANS	✓		
REP. MATTHEW ROSENDALE		✓	
REP. MICHELE REINHART		✓	
REP. STERLING SMALL	✓		
REP. CARY SMITH	✓		
REP. PAT NOONAN	✓		
REP. DANIEL SALOMON	✓		
REP. TIM FUREY	✓		
REP. GORDON VANCE	✓		
REP. CAROLYN SQUIRES		✓	
REP. JONATHAN MCNIVEN	✓		
REP. HARRY KLOCK	✓		
REP. EDWARD GREEF	✓		
REP. CARLIE BOLAND	✓		
REP. CHRISTY CLARK	✓		
REP. SCOTT REICHNER		✓	
REP. ELSIE ARNTZEN, CHAIR	✓		

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**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**BUSINESS & LABOR COMMITTEE**

DATE: 3/16/11 BILL NO SB 287 MOTION NO. \_\_\_\_\_

MOTION: \_\_\_\_\_  
Be concurred in

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. TOM BERRY, VICE CHAIR		✓	
REP. CHUCK HUNTER, VICE CHAIR	✓		
REP. JEFFREY WELBORN		✓	
REP. VIRGINIA COURT	✓		
REP. LILA EVANS		✓	
REP. MATTHEW ROSENDALE		✓	
REP. MICHELE REINHART	✓		
REP. STERLING SMALL		✓	
REP. CARY SMITH		✓	
REP. PAT NOONAN	✓		
REP. DANIEL SALOMON		✓	
REP. TIM FUREY	✓		
REP. GORDON VANCE		✓	
REP. CAROLYN SQUIRES	✓		
REP. JONATHAN MCNIVEN		✓	
REP. HARRY KLOCK		✓	
REP. EDWARD GREEF		✓	
REP. CARLIE BOLAND	✓		
REP. CHRISTY CLARK		✓	
REP. SCOTT REICHNER		✓	
REP. ELSIE ARNTZEN, CHAIR		✓	

~~SB 287~~

**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**BUSINESS & LABOR COMMITTEE**

DATE: 3/16/11 BILL NO SB 341 MOTION NO. \_\_\_\_\_  
MOTION: \_\_\_\_\_

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. TOM BERRY, VICE CHAIR	✓		
REP. CHUCK HUNTER, VICE CHAIR		✓	
REP. JEFFREY WELBORN	✓		✓
REP. VIRGINIA COURT		✓	
REP. LILA EVANS	✓		
REP. MATTHEW ROSENDALE	✓		
REP. MICHELE REINHART		✓	
REP. STERLING SMALL		✓	
REP. CARY SMITH	✓		
REP. PAT NOONAN		✓	
REP. DANIEL SALOMON	✓		
REP. TIM FUREY		✓	
REP. GORDON VANCE	✓		
REP. CAROLYN SQUIRES		✓	
REP. JONATHAN MCNIVEN	✓	✓	
REP. HARRY KLOCK		✓	
REP. EDWARD GREEF		✓	
REP. CARLIE BOLAND		✓	
REP. CHRISTY CLARK	✓		
REP. SCOTT REICHNER	✓		
REP. ELSIE ARNTZEN, CHAIR		✓	

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**AUTHORIZED  
COMMITTEE PROXY**

I request to be excused from the Business & Labor

Committee because of other commitments. I desire to leave my proxy vote with:

Tom Berry

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT

AYE NO

SB 341	✓	
SB352	✓	
SB351	✓	

BILL/AMENDMENT

AYE NO


Rep. Jeffery Welborn

Welborn

(Signature)

Date 3/16/11